

United States District Court
Southern District of Texas
FILED

Michael M. Milby
Clerk of Court

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## Admiralty

§ 87(2)(b)

## 349150

However, other matters on file in the original cause were not copied and transferred over to the file in this severed cause. The current appellate record in the severed cause thus does not include any of those matters filed before the summary judgment order in the original cause, but those matters are critical to the Economic Damage Claimants' appeal of the final judgment in the severed cause.


Accordingly, the Economic Damage Claimants request that the Clerk of this Court prepare and file with the United States Court of Appeals for the Fifth Circuit a Supplemental Clerk's Record containing each of the following items, including any attachments, on file in the original cause – C.A. No. B-01-157, consolidated with C.A. No. B-02-004 (Admiralty):

1. 09/15/01 Complaint and Petition of Brown Water Towing I, Inc., as Owner, and Brown Water Marine Service, Inc., as Bareboat Charterer, of the Brown Water V, Its Engines, Tackle, Etc., in a Cause of Exoneration from or Limitation of Liability, Civil and Maritime;
2. 03/11/02 Claimants' Claims and Joint Answer to Petitioners' Verified Complaint and Petition for Exoneration from and/or Limitation of Liability;
3. 04/02/02 Petitioners Brown Water Marine Service, Inc.'s and Brown Water Towing I, Inc.'s Motion for Summary Judgment on the Purely Economic Damage Claims Asserted by Certain Claimants who Received No Personal Injury or Property Damage;
4. 04/17/02 Certain Personal Injury Claimants' and Property Damage Claimants' Motion and Brief in Support of Petitioners' Motion for Summary Judgment as to Purely Economic Claims;
5. 05/06/02 Economic Damage Claimants' Response (and Brief in Support) to Petitioners Brown Water Marine Service, Inc.'s and Brown Water Towing I, Inc.'s Motion for Summary Judgment and to "Claimants with Injury to Person or Property's" Motion for Summary Judgment;

6. Certified copy of the docket entries prepared by the District Clerk in Civil Action No. B-01-157, consolidated with Civil Action No. B-02-004 (Admiralty); and
7. 10/\_\_/02 Designation of Record.

Respectfully submitted,

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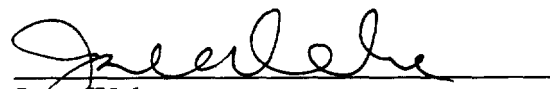
By   
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ATTORNEYS FOR ECONOMIC  
DAMAGE CLAIMANTS

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing Designation of Record has been served on all counsel of record on this 18<sup>th</sup> day of October, 2002 via regular mail.

  
Jane Webre